

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

June 28, 2010

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Cockrum**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – June 7, 2010**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 198, 2010 (Special Resolution)

INTRODUCED: 06/28/2010 BY: Councillors Minton-McNeill and Evans

REFERRED TO: Committee of the Whole

DIGEST: recognizes Pastor Ronald Covington, Sr. of Friendship Missionary Baptist Church for 15 years of service

PROPOSAL NO. 199, 2010 (Special Resolution)

INTRODUCED: 06/28/2010 BY: Councillor Scales

REFERRED TO: Committee of the Whole

DIGEST: recognizes Carolyn Lausch for 50 years of service and contributions to the teaching profession

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 147, 2010 (Council Resolution)

INTRODUCED: 05/17/2010 BY: Councillors Scales and Nytes

REFERRED TO: Administration and Finance Committee

DIGEST: approves the Mayor's appointment of Manuel Mendez as the Director of the Office of Audit and Performance

COMMITTEE ACTION:

06/08/2010 Do Pass 6-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 184, 2010 (General Resolution)

INTRODUCED: 06/28/2010 BY: Councillor Nytes

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of limited recourse notes of the Redevelopment District in an aggregate principal amount not to exceed \$5,945,928 and approves the issuance of bonds for the purpose of repaying the notes to be repaid by tax increment in the Consolidated Fall Creek Allocation Area and the Fall Creek/Citizens Consolidated HOTIF East Allocation Area

PROPOSAL NO. 185, 2010 (General Resolution)

INTRODUCED: 06/28/2010 BY: Councillor Day

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of limited recourse notes of the Redevelopment District in an aggregate principal amount not to exceed \$2,500,000 and approves the issuance of bonds for the purpose of repaying the notes to be repaid by tax increment in the Barrington HOTIF Allocation Area

PROPOSAL NO. 186, 2010 (General Resolution)

INTRODUCED: 06/28/2010 BY: Councillor Evans

REFERRED TO: Economic Development Committee

DIGEST: approves the statement of benefits of OWL Georgetown Road, LLC and MTP Georgetown Road, LLC, applicants for tax abatement for property located in an Economic Revitalization Area

PROPOSAL NO. 187, 2010 (General Resolution)

INTRODUCED: 06/28/2010 BY: Councillor Cardwell

REFERRED TO: Economic Development Committee

DIGEST: approves the statement of benefits of CSO Architects, Inc, an applicant for tax abatement for property located in an Economic Revitalization Area

PROPOSAL NO. 188, 2010 (Fiscal Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Cardwell

REFERRED TO: Metropolitan Development Committee

DIGEST: appropriates \$3,600,000 in the 2010 Budget of the Department of Metropolitan Development (Redevelopment General Fund) to fund the implementation of strategies designed to accelerate economic growth in the Downtown Indianapolis Tech Park district

PROPOSAL NO. 189, 2010 (Fiscal Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Cardwell

REFERRED TO: Metropolitan Development Committee

DIGEST: appropriates \$5,300,000 in the 2010 Budget of the Department of Metropolitan Development (Redevelopment General Fund) to fund the implementation of marketing strategies designed to increase leisure travel to Indianapolis to Indianapolis and to increase the quality and quantity of conventions in the city, financed by a local grant.

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 190, 2010 (Special Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Hunter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: re-establishes the Cumulative Firefighting Building and Equipment Fund for the Fire Special Service District of Indianapolis and provides for the continuation of the tax rate for said fund to be used for firefighting capital expenditures

PROPOSAL NO. 191, 2010 (General Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Cockrum

REFERRED TO: Public Works Committee

DIGEST: authorizes a weight limit restriction on Flynn Road from Ameriplex Parkway to Raceway Road (District 22)

PROPOSAL NO. 192, 2010 (General Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Scales

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Meadows Parkway on the south side from Meadows Drive to a point 275 feet northwest of Meadows Drive (District 4)

PROPOSAL NO. 193, 2010 (General Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Freeman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the Moeller Estates at Wildwood Farms subdivision, section eight (District 25)

PROPOSAL NO. 194, 2010 (General Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Freeman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the Princeton Lakes subdivision, sections one and two (District 25)

PROPOSAL NO. 195, 2010 (General Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Freeman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls in the Hanover North subdivision, sections two and four (District 25)

PROPOSAL NO. 196, 2010 (General Resolution)

INTRODUCED: 06/28/2010 BY: Councillor Evans

REFERRED TO: Rules and Public Policy Committee

DIGEST: urges the State of Arizona to repeal SB 1070, that no other state enact similar law, that the U.S. Congress consider and act expeditiously to enact comprehensive immigration reform, and that the City and County neither hold nor attend official meetings in the State of Arizona, nor enter into any new contract for goods or services with vendors situated in Arizona until the new Arizona immigration law is repealed

PROPOSAL NO. 197, 2010 (Special Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor Speedy

REFERRED TO: Utility Transfer Oversight Committee

DIGEST: approve and authorize the execution of asset purchase agreements to provide for the transfer of the water system and the wastewater system of the City of Indianapolis, Indiana and amending the Revised Code to create the utility monitoring fund

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 200-202, 2010 (Rezoning Ordinances)

INTRODUCED: 06/28/2010 BY: Councillor McHenry

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on June 4, 2010

PROPOSAL NO. 203, 2010 (Rezoning Ordinance)

INTRODUCED: 06/28/2010 BY: Councillor McHenry

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on June 17, 2010

PROPOSAL NOS. 204-209, 2010 (Rezoning Ordinances)

INTRODUCED: 06/28/2010 BY: Councillor McHenry

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on June 17, 2010

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 168, 2010 (Fiscal Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor Pfisterer

REFERRED TO: Administration and Finance Committee

DIGEST: appropriates \$7,950,000 in the 2010 Budget of the Information Services Agency (Information Services Internal Services Fund) to fund the purchase of software and implementation costs pertaining to the Enterprise Resource Planning (ERP) project, funded by a transfer of unencumbered, unappropriated fund balance from the Consolidated County Fund

COMMITTEE ACTION:

06/08/2010 Do Pass 6-0

PROPOSAL NO. 171, 2010 (Fiscal Ordinance)

INTRODUCED: 06/07/2010 BY: Councillors Pfisterer and Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$26,766 in the 2010 Budget of the Marion Superior Court (Federal and Local Grants Funds) to fund the purchase of supplies and computer equipment for JDAI project research assistants, small furniture items for the Juvenile Reception Center, and supplies and treatment services for Community Court participants

COMMITTEE ACTION:

06/09/2010 Do Pass 7-0

PROPOSAL NO. 172, 2010 (Fiscal Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$21,000 in the 2010 Budget of the Marion County Sheriff's Department (Federal Grants Fund) to fund the salary of a grant program coordinator to organize and manage training efforts associated with the sex offender unit

COMMITTEE ACTION:

06/09/2010 Do Pass 7-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 71, 2010 (General Resolution)

INTRODUCED: 02/22/2010 BY: Councillor Speedy

REFERRED TO: Public Works Committee

DIGEST: approves the issuance of one or more series of Indiana Waterworks District Net Revenue Bonds or notes in an aggregate principal amount not to exceed \$1.2 million to fund special main extension projects to serve unserved areas by funding through the State Revolving Loan Fund

COMMITTEE ACTION:

03/04/2010 Tabled 8-0

06/17/2010 Do Pass 9-0

PROPOSAL NO. 127, 2010 (General Ordinance)

INTRODUCED: 04/26/2010 BY: Councillor Hunter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to rename, as the division of homeland security, the emergency management planning division of the department of public safety, and to make other technical corrections

COMMITTEE ACTION:

04/28/2010 Postpone until 5/19/2010 8-0

06/09/2010 Do Pass As Amended 7-0

PROPOSAL NO. 152, 2010 (General Resolution)

INTRODUCED: 05/17/2010 BY: Councillor Vaughn

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a crime prevention initiative grant award in the amount of \$39,000 to Devington Community Development Corporation as recommended by the Crime Prevention Advisory Board and as approved by the Mayor

COMMITTEE ACTION:

06/09/2010 Do Pass 7-0

PROPOSAL NO. 167, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Hunter

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 18,209 square feet of space at 3910 Culligan Avenue for use by the Indianapolis Metropolitan Police Department

COMMITTEE ACTION:

06/08/2010 Do Pass 4-2

PROPOSAL NO. 169, 2010 (General Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Pfisterer

REFERRED TO: Economic Development Committee

DIGEST: approves the statement of benefits of Praxair Surface Technologies, Inc., an applicant for tax abatement for property located in an economic revitalization area

COMMITTEE ACTION:

06/23/2010 Do Pass 6-0

PROPOSAL NO. 170, 2010 (General Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Hunter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the Office of Finance and Management's application for disbursement of funds from the Edward Byrne Memorial Justice Assistance Grant program

COMMITTEE ACTION:

06/09/2010 Do Pass 7-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 173, 2010 (General Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor Evans

REFERRED TO: Public Works Committee

DIGEST: authorizes a 4-way stop at the intersection of Noel Road and 79th Street (District 1)

COMMITTEE ACTION:

06/17/2010 Do Pass 9-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes Councillor Sanders.

The Councillor Mr. President, I have been asked to offer the following motion for adjournment:

by All Councillors in memory of St. John Rankel and Dr. Lehman Adams, DDS.

by Councillor Lewis in memory of Father Lawrence Voelker.

by Councillor Nytes in memory of Andrew Shella and Daniel Quinn.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President Thank you, Councillor Sanders. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 371, 2009 (General Ordinance)

INTRODUCED: 10/05/2009 BY: Councillors Hunter and Mansfield

REFERRED TO: Community Affairs Committee

DIGEST: amends the Code with respect to nonsmoking areas

COMMITTEE ACTION:

10/14/2009 Do Pass As Amended 4-2

COUNCIL ACTION:

10/26/2009 Indecisive Vote 12-13

10/26/2009 Tabled 14-13

11/09/2009 Overruled Chair's Decision on Tabling 12-16

11/09/2009 Postpone until 11/30/2009 28-0

11/30/2009 Returned to Committee 20-7

COMMITTEE ACTION:

12/30/2009 Postpone until 4/14/2010 4-0

04/14/2010 Tabled 6-0

PROPOSAL NO. 10, 2010 (Council Resolution)

INTRODUCED: 01/11/2010 BY: Councillor Freeman

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Alan E. Retherford to the Metropolitan Board of Zoning Appeals, Division III

COMMITTEE ACTION:

01/25/2010 Do Pass 1-4

PROPOSAL NO. 39, 2010 (General Ordinance)

INTRODUCED: 02/01/2010 BY: Councillor Coleman

REFERRED TO: Parks and Recreation Committee

DIGEST: amends the Code to clarify provisions with respect to possession of firearms on park property

COMMITTEE ACTION:

02/25/2010 Tabled 4-3

PROPOSAL NO. 79, 2010 (Council Resolution)

INTRODUCED: 02/22/2010 BY: Councillors Sanders, Mansfield, Minton-McNeill, Lewis, Moriarty Adams, B. Mahern, Bateman, Nytes, Oliver and Evans

REFERRED TO: Rules and Public Policy Committee

DIGEST: supports an open and transparent discussion concerning the proposal to sell or to otherwise dispose of water-related resources, water facilities, assets and properties of Indianapolis Water, and that any such disposition or decision to retain such assets be a matter reserved to the City-County Council

COUNCIL ACTION:

02/22/2010 Referred to Committee

COMMITTEE ACTION:

03/31/2010 Postpone until 04/13/2010

04/13/2010 Tabled 4-3

PROPOSAL NO. 145, 2010 (Fiscal Ordinance)

INTRODUCED: 04/26/2010 BY: Councillor Sanders

REFERRED TO: Parks and Recreation Committee

DIGEST: reduces the \$27,562,000 appropriation to the Capital Asset Development Capital Project Fund by \$3,500,000 and approves an additional appropriation of \$3,500,000 in the 2010 Budget of the Department of Parks and Recreation (Parks General Fund) to fund pool improvements and pool related operating costs at Wes Montgomery Park

XVI. PENDING PROPOSALS

PROPOSAL NO. 148, 2010 (Special Resolution)

INTRODUCED: 05/17/2010 BY: Councillor Pfisterer

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 11,500 square feet of office space at 5519 West 38th Street for use as a Marion Superior Court probation office

COMMITTEE ACTION:

06/08/2010 Postpone until 6/29/2010 6-0

PROPOSAL NO. 153, 2010 (Special Resolution)

INTRODUCED: 05/17/2010 BY: Councillors Gray and Nytes

REFERRED TO: Public Works Committee

DIGEST: designates 22nd Street, from Capitol Avenue to Ralston Avenue, as the Bishop Morris E. Golder Memorial Way

COMMITTEE ACTION:

06/17/2010 Amended and Postponed until 7/15/2010 9-0

PROPOSAL NO. 154, 2010 (General Ordinance)

INTRODUCED: 05/17/2010 BY: Councillors McHenry and Cain

REFERRED TO: Parks and Recreation Committee

DIGEST: amends the Code to adopt a new Sec. 621-128 prohibiting parking in parks after closing and to amend Sec. 103-52 establishing penalties for violations

COMMITTEE ACTION:

05/20/2010 Do Pass As Amended 7-0

COUNCIL ACTION:

06/07/2010 Returned to Committee

PROPOSAL NO. 183, 2010 (General Ordinance)

INTRODUCED: 06/07/2010 BY: Councillors Lutz, Speedy, Hunter, Scales, Freeman, Rivera, McQuillen, Cardwell, Day and McHenry

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to consolidate the department of waterworks board of directors into the board of public works